

AN ORDINANCE

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**RATIFYING ACTIONS TAKEN TO COMPLETE A BROWNFIELDS REDEVELOPMENT PROGRAM PROJECT FOR FRIEDRICH LOFTS, LTD., AUTHORIZING EXECUTION OF DOCUMENTS NECESSARY THERETO, AND APPROVING PAYMENT MADE TO KEI CONSULTANTS. LTD, IN THE AMOUNT OF \$35, 591.00, FOR PROJECT SERVICES PERFORMED UNDER A STAND-BY PROFESSIONAL ENVIRONMENTAL SERVICES AGREEMENT; ALL UNDER PROVISIONS OF THE CITY'S GRANT FROM THE U.S. EPA.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio has been awarded a \$200,000.00 grant from the U.S. EPA to fund various qualified Brownfields Redevelopment Program Projects (Program), which funds are to be used to accomplish Phase I and Phase II Environmental Site Assessments (ESAs) intended to evaluate environmental conditions of "abandoned, idled, or under-used industrial and commercial facilities where expansion or redevelopment is complicated by real or perceived environmental contamination"; and

**WHEREAS**, the Program does not fund physical remediation tasks, but rather accomplishes assessment predicate to and necessary to remediation, if necessary; and

**WHEREAS**, this Ordinance ratifies actions taken to bring within the Program a site known as Friedrich Lofts, Inc., being approximately 6 acres at 1617 E. Commerce Street, for which assessment has been performed by KEI Consultants, Ltd. (KEI), at the request of the City, and for which KEI has been compensated in the amount of \$35,519.00 under a standby professional environmental services agreement authorized under Ordinance No. 89778, approved on May 20, 1999; **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

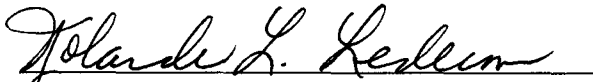
**SECTION 1.** Actions accomplished to bring Friedrich Lofts, Ltd., within the City's Brownfields Redevelopment Program are hereby approved; and the City Manager, Assistant City Manager, or an Assistant to the City Manager is therefore authorized to execute a Participation Understanding with Consent for Promotional Use and Right of Access with Friedrich Lofts, Ltd., ("Participation Consent") for performance of an environmental assessment and to effect other owner consents necessary to fulfill U.S. EPA grant requirements, a substantially correct copy of which Participation Consent has been executed by Friedrich Lofts, Ltd., and is incorporated herein verbatim for all purposes and appended as Attachment I.

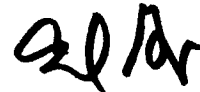
**SECTION 2.** Compensation paid KEI Consultants, Ltd., under a standby professional environmental services agreement, approved by Ordinance No. 89778, passed on May 20, 1999, which compensation honored services performed at the request of the City to assess Friedrich Lofts, Ltd., is hereby ratified in the amount of \$35,591.00.

**SECTION 3.** This Ordinance shall be effective on July 6, 2003.

**PASSED and APPROVED** this 26<sup>th</sup> day of **June, 2003.**

**ATTEST:**

  
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City Clerk

  
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**M A Y O R**  
**EDWARD D. GARZA**

Approved as to form:

  
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for City Attorney